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28UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**ROBERT B GWINN**

Plaintiff(s),

No. C-08-01080 EDL

v.

**ORDER OF CONDITIONAL DISMISSAL****GALE FORCE INC**

Defendants.

The parties hereto, by their counsel, having advised the Court that they have agreed to a settlement of this cause,

IT IS HEREBY ORDERED that this case is dismissed without prejudice, with leave to reinstate on or before November 3, 2008 for the purpose of proceeding with the litigation in the event a settlement has not been completed prior to that date. In the event a request to reinstate the case is not filed and served on opposing counsel on or before the foregoing date, the dismissal will be with prejudice. This order vacates the upcoming case management conference and any other dates set in this case.

IT IS SO ORDERED.

Dated: August 4, 2008



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ELIZABETH D. LAPORTE  
United States Magistrate Judge